

September 1, 2005

A special meeting of the Redmond City Council was called to order by Mayor Pro Tempore Nancy McCormick at 7:00 p.m., pursuant to notice, in the Council Chambers. Councilmembers present were: Cole, Marchione, Resha, and Vache.

APPEAL HEARING OF A SEPA DETERMINATION OF NON-SIGNIFICANCE  
FOR REDMOND TRANSPORTATION MASTER PLAN (QUASI-JUDICIAL)  
(continued from August 23, 2005)

Mayor Pro Tempore McCormick re-opened the appeal hearing and reminded everyone that this was a continuation of the open record appeal hearing on SEPA, FILE NO. L050049, which is an appeal of the City's Determination of Non-Significance (DNS) issued for the Transportation Master Plan (TMP). Mayor Pro Tempore McCormick re-introduced Robin Jenkinson, Legal Advisor for the appeal hearing and City Attorney for the City of Kirkland. Ms. Jenkinson gave a brief review of the appeal and reminded everyone that the appeal hearing is limited only to the issues raised in the appeal application form. She re-introduced the parties to the appeal: Jason Kap and Eric Medeiros, represented by their Legal Counsel, J. Richard Aramburu. The Respondents are the Public Works and Planning Department Directors, who make up the Technical Committee, which serves as the Responsible Official. The Respondents are represented by Redmond City Attorney, James Haney.

Ms. Jenkinson asked the City Council to disclose any ex parte communications that they may have had with any of the parties to this appeal, to which they replied in the negative. Councilmember Resha announced that he was in the process of reviewing the video tape of the August 23, 2005 special meeting and would be finished with his review by September 6, 2005.

Mayor Pro Tempore McCormick asked Mr. Aramburu to proceed with his next witness.

Mr. Aramburu called Jason Kap as his witness. Mr. Kap responded to examination questions from both Mr. Aramburu and Mr. Haney regarding: the location of his home, his impressions of the neighborhood, traffic conditions on other arterials within Redmond, perceived impacts to his property, and the SEPA checklist. Exhibit A-22 was submitted into the record.

Mr. Haney called Kurt Seemann, Redmond Senior Transportation Engineer, as his first witness. Mr. Seemann responded to examination questions from both Mr. Haney and Mr. Aramburu regarding: his professional experience, the purpose of the TMP and what it includes, traffic safety and traffic calming, proposed traffic speed on the proposed 172<sup>nd</sup> corridor, description of photo Exhibits R-2a and R-2b of comparative connector streets, and the Glenshire Planned Residential Development (PRD).

Mr. Haney called Terry Marpert, Redmond Principal Planner, as his next witness. Mr. Marpert responded to examination questions from both Mr. Haney and Mr. Aramburu regarding: his professional experience, and his role in preparing the TMP.

RECESS

Mayor Pro Tempore McCormick declared a recess at 8:55 p.m. The hearing reconvened at 9:05 p.m.

CONTINUATION OF APPEAL HEARING OF A SEPA DETERMINATION OF NON-SIGNIFICANCE FOR REDMOND TRANSPORTATION MASTER PLAN (QUASI-JUDICIAL)

Mr. Aramburu continued his cross examination of Mr. Marpert and asked him to respond to questions regarding: elements of the Comprehensive Plan, the SEPA checklist, the Glenshire PRD, and traffic studies in North Redmond.

Mr. Haney called Don Cairns, Redmond Public Works Transportation Division Manager. Mr. Cairns responded to examination questions from both Mr. Haney and Mr. Aramburu regarding: his professional experience, his responsibilities with regards to his job, traffic calming, traffic safety, King County traffic concurrency policies, his view of the necessity of the 172<sup>nd</sup> corridor and its potential impacts, the Glenshire PRD, and the 116<sup>th</sup> Avenue NE corridor study. Exhibits A-15 and A-16 were entered into the record.

Mr. Aramburu indicated that he had no more questions and requested five minutes for rebuttal of witness Robert Bernstein, P.E., a consulting transportation

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Engineer and Planner and also requested five minutes recess to prepare. Mayor Pro Tempore granted his request.

RECESS

Mayor Pro Tempore McCormick declared a recess at 9:45 p.m. The hearing reconvened at 9:50 p.m.

CONTINUATION OF APPEAL HEARING OF A SEPA DETERMINATION OF NON-SIGNIFICANCE FOR REDMOND TRANSPORTION MASTER PLAN (QUASI-JUDICIAL)

Mr. Aramburu and Mr. Haney concluded their questions of Mr. Bernstein. Mayor Pro Tempore McCormick asked the Councilmembers if they had any questions and staff responded to various questions concerning the TMP and the proposed 172<sup>nd</sup> corridor. Ms. McCormick then allowed 10 minutes for closing arguments for each side.

After closing arguments, Mayor Pro Tempore McCormick announced that the hearing portion of the appeal was concluded and that on September 6, 2005 at 7:00 p.m., City Council would begin oral deliberations of the appeal and would make a decision.

ADJOURNMENT

Mayor Pro Tempore McCormick adjourned the special meeting at 11:20 p.m.

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MAYOR PRO TEMPORE

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CITY CLERK